

REMARKS

This paper responds to the Office Action, issued for the above-identified application on December 28, 2006. Claims 2-13 and 19-27 are pending in the instant application. Claims 3-5, 8-10, 20-23, 26 and 27 are allowed. By this amendment Claims 2, 6, 7, 11-13, 19-24 and 25 are cancelled. The Examiner is authorized to charge any additional fees incurred by the filing of this amendment from Deposit Account Number 12-1295. Applicants note with appreciation the Examiner's determination of allowable subject matter.

The Examiner has noted an inconsistency between the filing date of U.S. Application No. 09/859,953 on the Oath and Declaration and the date in the USPTO records. Applicants have filed a corrected application data sheet with this amendment.

Claims 6, 7, 11-13, 19 and 24 stand rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention.

It is the Examiner's position that in claim 7 it is unclear what the term "hydroxyalkenyl" represents, either a hydroxyl alkene or hydroxyl alkyl?

Claims 6, 12 and 13 it is unclear what the term "lower alkyl" means. Does it mean an alkyl group with a low number of carbons?

In view of these comments and in order to advance prosecution Applicants have cancelled claims 6,7,11-13,19 and 24 and reserve the right to file continued cases to this subject matter.

The Examiner has rejected claims 6 and 12 under 35 U.S.C. 102(b) as being anticipated by Narula U.S. Patent No. 5,665,698. It is the Examiner's position that Narula teaches 6C,5C-bicyclic molecule claimed in claims 6 and 12. In order to advance prosecution of this case Applicants have cancelled claims 6 and 12 and reserve the right to file continued cases to this subject matter.

The Examiner has rejected claims 2 and 25 under 35 U.S.C. 103(a) as being unpatentable over Narula et al. U.S. Patent 5,665,698 particular in column 1 lines 51-65 and column 2 lines 36-48, Narula teaches a compound of the structure of claim 2.

In order to advance prosecution of this case Applicants have cancelled claims 2 and 25 and reserve the right to file continued cases to this subject matter.

In view of the amendments made herein, the Applicants believe that the instant application is in condition for allowance. Early and favorable consideration of the claims as amended is respectfully requested.

Respectfully submitted,

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